

## C mbined Declaration and Power of Attorney for Patent Application

Docket Number: 11336.0011.NPUS00

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and joint inventor of the subject matter that is claimed and for which a patent is sought on the invention entitled Microarray Retrieval Unit, the specification of which is attached hereto unless the following box is checked:

was filed on \_\_\_\_\_; as United States Application Number or PCT International Application Number \_\_\_\_\_; and was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information that is material to patentability as defined in 37 C.F.R. § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application, which designated at least one country other than the United States listed below, and have also identified below any foreign application for patent or inventor's certificate, or PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)	Priority Claimed		
	<input type="checkbox"/> Yes <input type="checkbox"/> No		
(Application No.)	(Country)	(Day/Month/Year Filed)	
			<input type="checkbox"/> Yes <input type="checkbox"/> No
(Application No.)	(Country)	(Day/Month/Year Filed)	

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below.

The present application claims priority from Provisional Application Serial No. \_\_\_\_\_ entitled "Microarray Retrieval Unit" filed August 11, 2000.

(Application No.)	(Filing Date)
(Application No.)	(Filing Date)

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or under § 365(c) of any PCT international application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information that is material to patentability as defined in 37 C.F.R. § 1.56 that became available between the filing date of the prior application and the national or PCT international filing date of this application.

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(Application No.)	(Filing Date)	(Status - patented, pending, abandoned)
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(Application No.)	(Filing Date)	(Status - patented, pending, abandoned)
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I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

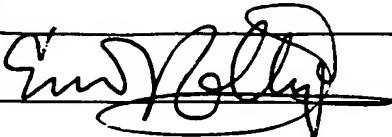
Gregory Duffey, Reg. No. 42,501  
Mark K. Dickson, Reg. No. 32,889  
Thomas V. Miller, Reg. No. 42,002  
Jon Shutter, Reg. No. 41,311

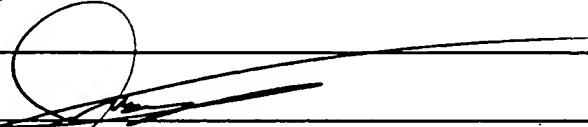
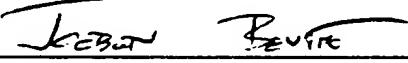
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**Thomas V. Miller**  
**HOWREY SIMON ARNOLD & WHITE, LLP**  
755 Bering Drive  
Houston, Texas 77057-2198  
Facsimile: (713) 787-1440

Direct Telephone Calls to: (312) 595-1239

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor Eric Rollins	
Inventor's signature	
Date	8-15-2000
Residence 162 Wall Street, Sonora, CA 95370	
Citizenship USA	
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Full name of second inventor Josh Guyot	
Second inventor's signature	
Date	8/15/00
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Full name of third inventor JoeBen Bevirt	
Third inventor's signature	
Date	8/15/00
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Citizenship USA	
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(Supply similar information and signature for subsequent joint inventors, if any)

Certificate of Mailing

"Express Mail" mailing label number EV 332 012 649 US I hereby certify that this document and referenced attachments are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated and is addressed to: Mail Stop: Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on June 30, 2003. By: LRS Printed: Henry R. Posos D. Ellis  
due

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Rollins et al.

Title: **MICROARRAY RETRIEVAL UNIT**

Serial No.: To Be Assigned Filing Date: Herewith

Examiner: To Be Assigned Group Art Unit: To Be Assigned

Mail Stop: Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**CERTIFICATE UNDER 37 C.F.R. §3.73(b),  
REVOCATION OF POWER OF ATTORNEY AND  
APPOINTMENT OF NEW ATTORNEYS**

Sir:

The undersigned has reviewed all the documents in the chain of title of the above-identified patent application and, to the best of undersigned's knowledge and belief, title is in the assignee identified above.

Incyte Corporation, formerly known as Incyte Genomics, Inc., also formerly known as Incyte Pharmaceuticals, Inc., having a principal place of business located at 3160 Porter Drive, Palo Alto, California 94304, certifies that it is the assignee and owner of the entire right, title and interest in, to, and under the invention described and claimed in the above-identified application by virtue of an Assignment recorded at Reel 011123, Frame 0798, hereby revokes all previous powers of attorney and appoints the following patent attorneys/agents:

<b>Lucy J. Billings</b>	<b>Reg. No. 36,749</b>
<b>Jenny Buchbinder</b>	<b>Reg. No. 48,588</b>
<b>Diana Hamlet-Cox</b>	<b>Reg. No. 33,302</b>
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<b>Richard C. Ekstrom</b>	<b>Reg. No. 37,027</b>
<b>Barrie D. Greene</b>	<b>Reg. No. 46,740</b>
<b>Lori L. Kerber</b>	<b>Reg. No. 41,113</b>
<b>Gina C. Nellesen</b>	<b>Reg. No. 52,062</b>
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<b>Yu-Mei Eureka Wang</b>	<b>Reg. No. 50,510</b>

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and direct all telephone calls and facsimile transmissions to: Diana Hamlet-Cox, Incyte Corporation,  
Phone: (650) 845-4639, Fax: (650) 849-8886 or (650) 845-4166.

The undersigned (whose title is supplied below) is empowered to act on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true, and that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

INCYTE CORPORATION

Date: June 30, 2003

By: Lee Bendekgey  
Lee Bendekgey  
EVP, General Counsel/Corporate Secretary